Cardillo & Corbett Attorneys for Plaintiff HAVI OCEAN CO. (L.L.C.) 29 Broadway New York, New York 10006 Tel: (212) 344-0464 Fax: (212) 797-1212 Tulio R. Prieto (TP-8455)

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

HAVI OCEAN CO. (L.L.C.),

-against-

DEZANDIS CO., LTD. and NACHNO CHARTERING LTD.,

Defendants.

: ECF

Plaintiff, : AFFIDAVIT PURSUANT : TO SUPPLEMENTAL

: RULE B

: 08 Civ. 5091(DLC)

STATE OF NEW YORK)) ss.: COUNTY OF NEW YORK)

TULIO R. PRIETO, being duly sworn, deposes and says:

1. I am a member of the Bar of this Court and a member of the firm of Cardillo & Corbett, attorneys for the Plaintiff herein. I am familiar with the facts of this case and make this affidavit in support of Plaintiff's prayer for the issuance of a Writ of Maritime Attachment and Garnishment, pursuant to Rule B of the Supplemental Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil

Procedure.

- 2. I have attempted to locate the Defendants,
 DEZANDIS CO., LTD. and NACHNO CHARTERING LTD., within this
 District. As part of my investigation to locate the Defendants
 within this District, I examined the telephone company
 information directory, as well as the white and yellow pages of
 New York listed on the Internet or World Wide Web, and did not
 find any listing for the Defendants.
- 3. The database of the office of the New York State Secretary of State was searched to determine if Defendants are qualified to do business in New York, without result.
- 4. On information and belief, Defendant, DEZANDIS CO., LTD., was and still is, a foreign corporation, or other business entity, organized under, and existing by virtue of foreign law, with an address at No. 4, Azin Bldg, Azin Alley, Khazar Street, Elahieh Ave., Tehran, Iran, 1914914111.
- 5. On information and belief, Defendant, NACHNO CHARTERING LTD. was, and still is, a foreign business entity organized and existing under the laws of a foreign country with an address at P.O. Box 556, Main Street, Charlestown, Nevis
- 6. In consequence of these inquiries your deponent believes that the Defendants cannot be found within the Southern District of New York.
 - 7. Upon information and belief, Defendants have, or

will have during the pendency of this action, tangible and intangible property within the District in the hands of garnishees including, but not limited to, ABN Amro Bank NV, American Express Bank, Banco Popular, Bank Leumi, Bank of America, Bank of China, Bank of Communications Co. Ltd. New York Branch, Bank of India, Bank of New York, Barclays Bank, BNP Paribas, Calyon, Citibank, Commerzbank, Deutsche Bank, HSBC (USA) Bank, J.P. Morgan Chase, Standard Chartered Bank, State Bank of India, Societe Generale, UBS AG and/or Wachovia Bank, in the form of accounts and/or fund transfers identified as follows:

- a) accounts in the name of DEZANDIS CO., LTD. and/or NACHNO CHARTERING LTD., or
- b) electronic funds transfers listing DEZANDIS CO., LTD. and/or NACHNO CHARTERING LTD., as a beneficiary of the funds transfer, or
- c) electronic funds transfers showing DEZANDIS CO., LTD. and/or NACHNO CHARTERING LTD., as the remitting party or ordering customer.
- 8. This is Havi Ocean Co. (L.L.C.)'s first request for this relief.

WHEREFORE, HAVI OCEAN CO. (L.L.C.) respectfully requests that the Court authorize the issuance of process in the form of a Writ of Maritime Attachment and Garnishment seeking attachment and garnishment of DEZANDIS CO., LTD. and

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NACHNO CHARTERING LTD.'s tangible and intangible property within this District.

TULIO R. PRIETO

Sworn to before me this 3^{rd} day of June, 2008

NOTARY PUBLIC

CHRISTOPHIL B. COSTAS
Notary Public, State of New York
No. 31-0773693
Qualified in New York County
Commission Expires April 30,